

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

Case No. 2:18-cr-20128-9
2:17-cr-20632-5
2:19-cv-12221
2:19-cv-12222

D-9, D-5 WILLIAM PHILLIPS,

HONORABLE STEPHEN J. MURPHY, III

Defendant.

_____/

CASE MANAGEMENT ORDER

Defendant Phillips has filed identical motions for clarification in the above-captioned habeas cases arising from his participation in child exploitation enterprises. No. 18-cr-20128, ECF 218; No. 17-cr-20632, ECF 251. Phillips asked for clarification about an upcoming evidentiary hearing. No. 18-cr-20128, ECF 218, PgID 3651; No. 17-cr-20632, ECF 251, PgID 3525. Phillips also stated in the motion that his pending "§ 2255 motion[s] originally filed on July 19, 2019 [were] filed without" his knowledge. No. 18-cr-20128, ECF 218, PgID 3650; No. 17-cr-20632, ECF 251, PgID 3524. Because Phillips now claims that he did not authorize the pending § 2255 motions to be filed, and the lawyer who filed them has withdrawn from the case, the Court will consider Phillips's pending § 2255 motions, No. 18-cr-20128, ECF 173; No. 17-cr-20632, ECF 174, to be withdrawn. The Court will therefore order the Clerk of the Court to close the corresponding civil cases, 2:19-cv-12221 and 2:19-cv-12222. And because the habeas motions are withdrawn, the Court will cancel the scheduled evidentiary hearing and will deny the pending motion as moot.

Finally, Phillips makes a passing request that his motion and certain unspecified previous filings be filed under seal. No. 18-cr-20128, ECF 218, PgID 3649; No. 17-cr-20632, ECF 251, PgID 3523. The Court issues sealing orders when parties file specific motions detailing which ECF filings they would like sealed and the legal justification for that seal.

WHEREFORE, it is hereby **ORDERED** that Phillips's motion for clarification [218, 251] is **DENIED AS MOOT**.

IT IS FURTHER ORDERED that Phillips's § 2255 motions [No. 18-cr-20128, ECF 173; No. 17-cr-20632, ECF 174] are deemed **WITHDRAWN**.

IT IS FURTHER ORDERED that Phillips's motion to amend/correct motion to vacate sentence under 28 U.S.C. § 2255 [18-cr-20128, ECF 205] is **DENIED AS MOOT**.

IT IS FURTHER ORDERED that the Clerk of the Court shall **CLOSE** the corresponding civil cases [19-cv-12221 and 19-cv-12222].

SO ORDERED.

s/ Stephen J. Murphy, III
STEPHEN J. MURPHY, III
United States District Judge

Dated: November 23, 2020

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on November 23, 2020, by electronic and/or ordinary mail.

s/ David P. Parker
Case Manager